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TAYLOR WALES

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

THE BANK OF NEW YORK MELLON FKA
THE BANK OF NEW YORK, AS TRUSTEE FOR
THE CERTIFICATEHOLDERS OF CWALT,
INC. ALTERNATIVE LOAN TRUST 2005-23CB
MORTGAGE PASS-THROUGH
CERTIFICATES, SERIES 2005-23CB,

Plaintiff,

vs.

TAYLOR WALES, FIRST CALIFORNIA
MORTGAGE COMPANY, LOS PRADOS
COMMUNITY ASSOCIATION,

Defendants.

TAYLOR WALES,

Counter-Claimant,

vs.

THE BANK OF NEW YORK MELLON FKA
THE BANK OF NEW YORK, AS TRUSTEE FOR
THE CERTIFICATEHOLDERS OF CWALT,
INC. ALTERNATIVE LOAN TRUST 2005-23CB

Case No.: 2:17-cv-02896-JCM-GWF

**STIPULATION AND ~~PROPOSED~~ ORDER TO
EXTEND SUBMISSION DATE FOR JOINT PRE-
TRIAL ORDER**

[FIRST REQUEST]

1 MORTGAGE PASS-THROUGH
2 CERTIFICATES, SERIES 2005-23CB,

3 Counter-Defendant.

4 TAYLOR WALES,

5 Third-Party Plaintiff,

6 vs.

7 RUGGED OAKS INVESTMENTS, LLC,

8 Third-Party Defendant.
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11 Defendant/Counter-Claimant/Third-Party Plaintiff TAYLOR WALES (“Wales”) and Third-Party
12 Defendant Rugged Oaks Investments, LLC (“Rugged Oaks”), by and through their respective counsel of
13 record, stipulate to extend the deadline to file the Joint Pre-Trial Order in this matter.

14 Good cause exists to grant the extension. This court previously dismissed The Bank of New York
15 Mellon fka The Bank of New York, as Trustee for the Certificateholders of CWALT, Inc. Alternative
16 Loan Trust 2005-23CB Mortgage Pass-Through Certificates, SERIES 2005-23CB (“BoNYM”) claims
17 based upon a statute of limitations issue. [ECF No. 66]. More recently, on January 7, 2020, this Court
18 granted BoNYM's motion for summary judgment [ECF No. 79] while denying Wales’ motion for
19 summary judgment [ECF. 83] and Rugged Oaks’ motion to dismiss [ECF No. 74]. [ECF No. 91]. Since
20 that time, the parties have actively engaged in settlement negotiations to attempt to reach a mediated global
21 resolution of all the parties’ competing claims concerning the property and avoid incurring additional
22 litigation costs. To help facilitate a settlement, the parties have agreed to mediation with Hon. David Wall
23 (Ret.) at JAMS on March 20, 2020.

24 According to the Court’s most recent stipulated order amending case deadlines filed March 26,
25 2019 [ECF No. 76], the deadline for the proposed joint pretrial order was June 24, 2019. Given the Court’s
26 January 7, 2020 ruling on the cross-motions for summary judgment and motion to dismiss, Wales and
27 Rugged Oaks are due to submit a proposed joint pretrial order. To help facilitate the scheduled March 20,
28 2020 mediation and help preserve both party and judicial resources by preventing the commencement of

1 a trial or appeal when the action may be otherwise resolved, Wales and Rugged Oaks request that Court
2 extend the deadline to submit a pre-trial order to March 27, 2020. This is the first request for an extension
3 of time on the submission date of a joint pretrial order. This request is made in good faith and not made
4 for purposes of delay.

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6 Dated: this 3rd day of March, 2020

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8 **SPRINGEL & FINK LLP**

9 */s/ Adam H. Springel*

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18 **ORDER**

19 **IT IS SO ORDERED:**

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22 UNITED STATES MAGISTRATE JUDGE

23 DATED: March 4, 2020
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